

1785
17.2.2000

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THE 2ND DAY OF APRIL 1998

BEFORE

THE HON'BLE MR. JUSTICE H.N. NARAYAN

CIVIL REVISION PETITION NO.1018/1998

Smt. Aruna Chick Chowdappa,
Major, Wife of Chick Chowdappa
R/a No.309, back House,
Sadanandanagar,
Bangalore-38.

..PETITIONER.

(By Sri. Muniyappa, Adv. for Petr.)

-Vs-

Smt. Padmavathi, Major,
W/o C.M. Krishnamurthy,
R/a. No.309, Back Portion,
Sadanandanagar, East of
NGEF, Bangalore-38.
represented by her P.A. Holder
Smt. Sunitha Reddy, W/o late
Royappa Reddy, r/a No.450/2,
15th Cross, Laksandra, Behind
Dipti Nursing Home,
Bangalore.

..RESPONDENT.

(By Sri. L.M. Panduranga Swamy, Adv. for Respondent)

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Civil Revision Petition is filed U/s 115 of CPC against the order dated 21.3.98 passed in O.S.NO.2140/98 on the file of the Addl. City Civil Judge, Bangalore.

This Civil Revision Petition coming on for ORDERS this day, the Court made the following:-

ORDER

The revision is directed against the order of the learned City Civil Judge directing the jurisdictional police to render necessary police help to implement temporary injunction granted by the said Court. Prima facie, the order is illegal, contrary to the judgment of this Court written by me only. A Court cannot direct the police specially where it has not granted an injunction after hearing the opposite side. The learned Civil Judge in this case has not only granted an ad-interim order of temporary injunction but, also directed the jurisdictional police to implement the temporary injunction without giving any opportunity to the other side to defend itself. The order is, therefore, set aside. The revision is allowed. The learned trial Judge is directed

to hear both the sides as the defendants have entered appearance and filed their objections to I.A.I and pass appropriate order. Trial Court to expedite disposal of I.A.I.

Sd/-

JUDGE.

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Ty by: GM

C by: *[Signature]*

R by: *[Signature]*

[Signature]
Assistant Registrar
High Court of Karnataka
Bangalore-560 001

[Signature]
19/4/98



